

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION

NICHOLAS FIORILLO,
APPIAN WAY 54, LLC,

Appellants,

v.

JAMES B. ANGELL, CHAPTER 7
TRUSTEE, BANKRUPTCY
ADMINISTRATOR, ATRIA
MANAGEMENT SERVICES, INC.
YALE PRODUCTS, INC., and
LIMA YACHT SALES, LLC
YACHT SALES, LLC,

Appellees.

JUDGMENT

No. 5:17-CV-101-H

Decision by Court.

This case came before the Honorable Malcolm J. Howard, Senior United States District Judge for consideration.

IT IS ORDERED, ADJUDGED AND DECREED that Trustee's motion to dismiss [DE #29], is hereby GRANTED. Fiorillo's appeal, [DE #1] is hereby DISMISSED and Appian Way 54, LLC's cross-appeal, [DE #9] is hereby DISMISSED.

This Judgment Filed and Entered on February 28, 2018 with service on:

Nicholas Fiorillo (via US Mail 49 Olde Colony Drive, Shrewsbury, MA 01545-1638)

James B. Angell (via CM/ECF Notice of Electronic Filing)

Thomas W. Waldrep, Jr. (via CM/ECF Notice of Electronic Filing)

Jill C. Walters (via CM/ECF Notice of Electronic Filing)

Yale Products, Inc., (via US Mail c/o Alan Leigh, Managing Agent 738 NE 20th Ave., Fort Lauderdale, FL 33304)

Lima Yacht Sales, LLC (via US Mail, 602 SW Anchorage Way, Stuart, FL 34994-2015)

Leon Davis (via U. S. Mail 4406 Carrington Dr., Lancaster, SC 29720)

2/28/2018

PETER A. MOORE, JR., CLERK

/s/ Donna Rudd

(By): Donna Rudd, Deputy Clerk